

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: By Chairman John Sinrud, on February 16, 2007 at 9 A.M., in Room 102 Capitol.

ROLL CALL

Members Present:

Rep. John Sinrud, Chairman (R)
Rep. Eve Franklin, Vice Chairman (D)
Rep. Janna Taylor, Vice Chairman (R)
Rep. Bill Beck (R)
Rep. Tim Callahan (D)
Rep. Edith Clark (R)
Rep. Bill E. Glaser (R)
Rep. Cynthia Hiner (D)
Rep. Galen Hollenbaugh (D)
Rep. Joey Jayne (D)
Rep. Dave Kasten (R)
Rep. Bill McChesney (D)
Rep. Penny Morgan (R)
Rep. John L. Musgrove (D)
Rep. Rick Ripley (R)
Rep. Jon C. Sesso (D)
Rep. Jack Wells (R)
Rep. Craig Witte (R)

Members Excused: Rep. Ray Hawk (R)

Members Absent: None.

Staff Present: Linda Keim, Committee Secretary
Jon Moe, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 173, HB 26, HB 71, HB 259, HB 199, HB 113, HB 98, 2/13/2007
Executive Action: None

HEARING ON HB 173

Opening Statement by Sponsor:

00:02:37 Rep. Douglas Cordier (D), HD 3, opened the hearing on
HB 173, Revise weighted average discount ratio for
liquor stores.

EXHIBIT (aph35a01)

Proponents' Testimony:

00:07:05 Chris H. Byrd, Montana Liquor Store Owners Association
(MLSOA)

EXHIBIT (aph35a02)

00:15:19 K. C. Hill, Ronan Liquor Store

00:16:19 Sigrid Larsen, Whitefish Liquor Store

00:17:27 Maureen Byrd, Hungry Horse Liquor Store, MLSOA

00:18:36 Mike Loule, Belgrade Liquor Store, board member, MLSOA

00:19:40 Jacque Thomas, Agency 170 Store, Missoula

00:22:06 Tim Wheatley, East Helena Liquor Store

Opponents' Testimony:

00:22:32 Robin Hawkinson, Store 192, Lolo

00:27:44 Debby Gustafson, Northside Liquor Store #5

EXHIBIT (aph35a03)

Informational Testimony:

00:29:34 Shauna Helfert, Administrator, Liquor Control
Division, Department of Revenue

Questions from Committee Members and Responses:

00:30:43 Rep. Jayne

00:32:46 Mr. Byrd

00:35:40 Mr. Byrd

00:36:18 Rep. Sesso

00:37:57 Rep. Cordier

00:40:25 Rep. Sesso

00:40:32 Rep. Cordier

00:41:54 Rep. Sesso

00:42:53 Ms. Holfert

00:43:15 Rep. Ripley

00:44:40 Ms. Holfert

00:45:04 Rep. Beck

00:46:18 Rep. Morgan

00:46:46 Ms. Gustafson

00:47:36 Rep. Morgan

00:48:33 Rep. Cordier
00:49:22 Rep. Sinrud
00:49:32 Rep. Cordier
00:50:20 Rep. Sinrud

Closing by Sponsor:

00:50:54 Rep. Cordier

HEARING ON HB 26

Opening Statement by Sponsor:

00:52:00 Rep. Tom McGillvray (R), HD 50, opened the hearing on
HB 26, Revise rail service competition council.

Proponents' Testimony:

00:54:58 Evan Barrett, Governor's Office of Economic Development

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:55:33 Rep. Morgan
00:56:03 Rep. McGillvray
00:56:33 Rep. Morgan
00:56:46 Mr. Barrett
00:58:14 Rep. Morgan
00:58:40 Mr. Barrett
00:59:50 Rep. Ripley
01:00:56 Mr. Barrett
01:01:14 Rep. Sinrud
01:05:10 Amy Sassano, Governor's Budget Office
01:05:17 Rep. Taylor

Closing by Sponsor:

01:05:47 Rep. McGillvray

HEARING ON HB 71

Opening Statement by Sponsor:

01:07:10 Rep. Gary MacLaren (R), HD 89, opened the hearing on HB
71, Require trapper safety and education course;
providing exceptions.

Proponents' Testimony:

01:10:05 Chris Smith, Chief of Staff, Fish, Wildlife and Parks
[EXHIBIT \(aph35a04\)](#)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:11:51 Rep. Morgan
01:12:32 Mr. Smith
01:12:38 Rep. Morgan
01:12:57 Mr. Smith
01:13:32 Rep. Beck
01:13:51 Mr. Smith
01:14:17 Rep. Beck
01:14:29 Mr. Smith
01:15:43 Rep. Sinrud
01:15:52 Mr. Smith
01:16:53 Rep. Franklin
01:17:39 Mr. Smith
01:18:12 Rep. Ripley
01:18:30 Mr. Smith
01:19:17 Rep. Sinrud

Closing by Sponsor:

01:19:41 Rep. MacLaren

HEARING ON HB 259

Opening Statement by Sponsor:

01:20:00 Rep. Michele Reinhart (D), HD 97, opened the hearing on
HB 259, Create gray water permit.

Proponents' Testimony:

01:21:39 Dan Flynn, self
01:22:06 Linda Stoll, Montana Local Public Health officers
[EXHIBIT \(aph35a05\)](#)
01:22:48 Tyler Evilsizer, GAVE Foundation

Opponents' Testimony: None

Informational Testimony:

01:23:47 John Dillard, Department of Environmental Quality (DEQ)

Questions from Committee Members and Responses:

01:24:42 Rep. Ripley
01:24:54 Mr. Dillard
01:26:36 Rep. Reinhart
01:27:40 Rep. Sinrud
01:28:52 Rep. Reinhart
01:28:27 Rep. Sesso
01:29:15 Mr. Dillard
01:30:58 Rep. Sesso
01:31:08 Rep. Ripley

Closing by Sponsor:

01:31:59 Rep. Reinhart

01:32:30 Break
01:46:12 Resume

HEARING ON HB 199

Opening Statement by Sponsor:

01:46:16 Rep. William Jones (R), HD 9, opened the hearing on HB 199, Water-based recreational access donations/donor recognition.

Proponents' Testimony:

01:48:26 Chris Smith, FWP
[EXHIBIT](#)(aph35a06)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:49:43 Rep. Franklin
01:50:11 Mr. Smith
01:50:23 Rep. Sinrud
01:50:28 Mr. Smith
01:53:26 Mr. Smith

Closing by Sponsor:

01:54:02 Rep. W. Jones

HEARING ON HB 113

Opening Statement by Sponsor:

01:54:35 Rep. Bill McChesney (D), HD 40, opened the hearing on HB 113, Revise residency requirements for liquor licenses.

Proponents' Testimony:

01:55:30 Shauna Helfert

01:57:32 Gene Huntington, Administrator, Gambling Control Division, Department of Revenue

01:58:36 Rep. Penny Morgan

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:01:27 Rep. Sesso

02:01:50 Ms. Helfert

02:01:55 Rep. Sesso

02:02:30 Rep. Hawk

02:02:43 Rep. Sinrud

00:02:59 Ms. Helfert

02:04:33 Rep. Sinrud

02:04:42 Mr. Huntington

02:05:13 Rep. Sinrud

02:05:20 Amy Sassano, Governor's BUdget Office

02:06:09 Rep. Beck

02:06:37 Rep. Morgan

Closing by Sponsor:

02:07:17 Rep. McChesney

HEARING ON HB 98

Opening Statement by Sponsor:

02:08:05 Rep. Eve Franklin (D), HD 24, opened the hearing on HB 98, Reduce out-of-home placements of children.

Proponents' Testimony:

02:11:42 Mary Dalton, Department of Public Health and Human
Services (DPHHS)

EXHIBIT (aph35a07)

02:15:07 Bob Runkel, Assistant Supreintendent, Office of Public
Instruction (OPI)

02:15:47 Jani McCall, Montana Childrens' Initiative Provider
Association (MCIPA)

02:16:57 Bonnie Adee, Mental Health Ambiance for MT

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:18:46 Rep. Morgan

02:19:13 Ms. Dalton

Closing by Sponsor:

02:19:23 Rep. Franklin

Committee Business:

02:21:32 Rep. Sinrud brought up the need for a committee bill.

Discussion:

02:22:47 Rep. Hiner

02:22:59 Rep. Sinrud

02:23:03 **Motion:** Rep. McChesney moved to create a committee
bill which would include the recommendations of the
legislative auditor, move HB 13 forward and strip it of
amendments.

Discussion:

02:23:20 Rep. Callahan

02:23:39 Rep. Sinrud

02:24:37 Rep SINrud

02:25:06 Rep. Franklin

02:25:19 Rep. Sesso

02:26:29 Rep. Sinrud

02:26:42 **Substitute Motion:** Rep. Callahan moved to create a bill containing Rep. Sesso's wishes relative to HB 13: that we do not authorize HB 13 without a committee bill.

Discussion:

02:27:24 Rep. Sinrud

02:27:38 Rep. McChesney closed and withdrew his motion.

02:28:21 **Motion:** Rep. Franklin moved **HB 13 DO PASS** with the intention to take off amendments and return it to its original form, then draft a committee bill.

02:29:23 Rep. Sinrud rejected the motion.

Discussion:

02:31:36 Rep. Kasten

02:31:51 Rep. Sinrud

02:32:01 Rep. Callahan

02:34:08 Rep. Morgan

02:34:39 Rep. Sesso

02:38:01 Rep. Franklin

02:38:49 Rep. Sesso

02:39:30 Rep. Sinrud

02:40:29 Rep. McChesney

02:41:33 Rep. Sinrud

02:41:38 **Motion:** Rep. Jayne moved **HB 13 DO PASS**, and to remove the amendments, with the contingency that the committee bill is protected.

Discussion:

02:42:30 Rep. Sinrud

02:43:21 **Substitute Motion:** Rep. Ripley moved **TO ADJOURN**. Motion carried by unanimous voice vote.

ADJOURNMENT

Adjournment: 11:43 A.M.

REP. JOHN SINRUD, Chairman

LINDA KEIM, Secretary

JS/lk

Additional Exhibits:

EXHIBIT ([aph35aad.pdf](#))